

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 ORACLE USA, INC.; a Colorado
4 corporation; ORACLE AMERICA, INC.; a
5 Delaware corporation; and ORACLE
INTERNATIONAL CORPORATION, a
California corporation,

6 Plaintiffs,

7 v.

8 RIMINI STREET, INC., a Nevada
9 corporation; and SETH RAVIN, an
individual,

10 Defendants.

CASE NO. 2:10-cv-0106-LRH-VCF

**JOINT STIPULATION
AND ORDER TO
WITHDRAW ORACLE’S MOTION
FOR ATTORNEYS’ FEES ON
APPEAL**

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12 Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corp.
13 (together, “Oracle”) and Defendant Rimini Street, Inc. (“Rimini”) (collectively, “Parties”) jointly submit this Stipulation and [Proposed] Order.

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15 WHEREAS, on September 4, 2019, the Court of Appeals for the Ninth Circuit granted
16 Oracle’s motion to transfer consideration of attorneys’ fees on appeal to the district court pursuant to Ninth Circuit Rule 39-1.8, No. 18-16554, ECF No. 57;

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18 WHEREAS, on September 20, 2019, Oracle filed a Motion for Attorneys’ Fees on
19 Appeal, seeking \$207,487.24 in fees incurred from July 2018-July 2019 and estimated it would
20 supplement its motion with approximately \$298,660.80 in fees incurred from July-September
21 2019, ECF No. 1265 at 11 & n.1, ECF No. 1266 ¶ 7, ECF No. 1267 ¶ 6, ECF No. 1268 ¶ 6;

22 WHEREAS, the Parties have agreed to a resolution of Oracle’s Motion;

23 WHEREAS, the Parties agree that the Motion is now moot and should be withdrawn;

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1 THEREFORE, the Parties stipulate, and request that the Court consider the Motion
2 withdrawn.

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4 Dated: October 11, 2019

Dated: October 11, 2019

5 MORGAN, LEWIS & BOCKIUS LLP

GIBSON, DUNN & CRUTCHER LLP


6
7 By: /s/ John A. Polito
 John A. Polito

By: /s/ Blaine H. Evanson
 Blaine H. Evanson

8 *Attorneys for Plaintiffs Oracle USA, Inc.,*
9 *Oracle America, Inc., and Oracle*
 International Corporation

Attorneys for Defendants Rimini Street, Inc.,
and Seth Ravin

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13 **IT IS SO ORDERED:**

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 LARRY R. HICKS
17 UNITED STATES DISTRICT JUDGE

18 DATED this 28th day of October, 2019.
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